

12 February 1959

Mr. Carl Marcy  
Chief of Staff  
Committee on Foreign Relations  
United States Senate  
Washington 25, D. C.

Dear Mr. Marcy:

Your letter of 29 January 1959 stated the Chairman would appreciate having the comments of the Central Intelligence Agency on Senate Joint Resolution 34, "To establish a Joint Committee on Foreign Information and Intelligence."

Both the Senate and the House of Representatives have been keenly aware of the extreme sensitivity pervading much of the foreign intelligence field and have taken measures to give maximum protection to intelligence and to intelligence sources and methods. To this end both Houses have established Subcommittees for Central Intelligence of their respective Armed Services Committees. Appropriations for this Agency are handled by special Subcommittees of the Senate and House Appropriations Committees. This Agency appears before these four Subcommittees periodically. Requests for briefings of other committees have been considered on an individual basis.

In considering the proposal of a Joint Committee, we believe the nature and scope of this Agency's legislative problems are pertinent. Since the passage of the National Security Act of 1947, which created the Agency, and the Central Intelligence Agency Act of 1949, which granted to the Agency necessary authorities to enable it to carry out its functions, there have been but a few isolated pieces of legislation of direct concern to this Agency. As instances:

1. The Agency was one among many included in the saving provision of the Federal Property and Administrative Services Act of 1949 (section 502(d)(17)).

2. Salaries of the Director and Deputy Director of Central Intelligence are set forth in section 104(a) of the Federal Executive Pay Act of 1956.

3. The Agency was one of many exempted from the Classification Act of 1949 (section 202(16)).

4. In the 1956 amendments to the Internal Security Act of 1950, the Director of Central Intelligence was given, along with the Attorney General, certain authorities in connection with registration of persons who have been involved with foreign espionage activities.

5. The Agency was named along with the Federal Bureau of Investigation in connection with cooperation with the Immigration and Naturalization Service in section 105 of the Immigration and Nationality Act of 1952, and certain other provisions were made for the Agency in section 316 (c) of that act.

6. The Atomic Energy Act of 1954 authorized the Atomic Energy Commission and the Director of Central Intelligence to take action in regard to certain information in section 142 (e).

7. The Agency was exempted from the Performance Rating Act in the Government Employees Fringe Benefits Bill of 1954 (section 601).

8. The Military Construction Act of 1955 authorized in section 401 the construction of a headquarters installation for the Central Intelligence Agency. Appropriations for this purpose are contained in the Supplemental Appropriation Act of 1956 (Chapter III) and the Supplemental Appropriation Act of 1957 (Chapter III).

9. The Director of Central Intelligence was made one of a group to act on rewards to persons furnishing certain information by section 3 of the Atomic Weapons Rewards Act of 1955.

10. The Agency was exempted from furnishing certain information to the Congress by section 11 (b) of P. L. 801, 84th Congress, 2d Session (1956), amending the Civil Service Act of 1883.

11. The Agency was included in the coverage of the Government Employees Training Act of 1958.

12. The Agency was most interested in the amendments to the Atomic Energy Act which provide for the exchange of restricted data information for intelligence purposes.

As can be seen, a considerable number of these legislative provisions are properly contained in acts relating primarily to other agencies and activities and which came within the jurisdiction of a variety of congressional committees. No difficulty has been encountered in handling such matters in this manner. It is also evident that the Agency is not faced annually with a substantial legislative program. The only possibility we can see at the present time of specific legislation on behalf of the Agency would be proposals related to technical administrative authorities, and we have not at this time specific proposals of this nature. Consequently, there is no need from our point of view for a special committee to be assigned to central intelligence matters as there would, for the most part, be little from a legislative angle to occupy such a committee.

The Agency is aware of the desire of the Congress to be appropriately informed. During the last session of the 85th Congress the Agency made 24 separate appearances before congressional committees to brief them on world events and other subjects of an intelligence nature. In the present session of Congress representatives of the Agency have appeared on eight occasions before separate committees. To the best of our knowledge we have been able to give reasonable satisfaction to requests for information to members of Congress as well as from committees. In all our relations the aspect that is paramount for our work is security. We have always received the fullest cooperation from the Congress in security matters.

Sincerely yours,

/s/

John S. Warner  
Legislative Counsel

Distribution:

Orig & 1 - Addressee

1 - DDP

1 - DDI

1 - DDS

1 - IG

1 - Leg. Counsel-Legislation file.

THEODORE FRANCIS GREEN, S.I., CHAIRMAN  
W. FULBRIGHT, ARIZ.  
JOHN SPARKMAN, ALA.  
HUBERT H. HUMPHREY, MINN.  
MIKE MANSFIELD, MONT.  
WAYNE MORSE, OREG.  
RUSSELL B. LONG, LA.  
JOHN F. KENNEDY, MASS.  
ALBERT GORE, TENN.  
FRANK J. LAUSCHE, OHIO  
FRANK CHURCH, IDAHO

CARL MARCY, CHIEF OF STAFF  
DARRELL ST. CLAIRE, CLERK

Approved For Release 2005/06/06 : CIA-RDP71B00364R000600060022-2

Executive Registry

44-981

## United States Senate

COMMITTEE ON FOREIGN RELATIONS

January 29, 1959

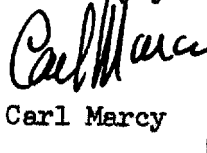
Honorable Allen W. Dulles  
Director  
Central Intelligence Agency  
Washington, D. C.

Dear Mr. Dulles:

For the Chairman of the Committee on Foreign Relations, I enclose a copy of Senate Joint Resolution 34, introduced by Senator McCarthy on January 28, 1959, "To establish a Joint Committee on Foreign Information and Intelligence".

The Chairman will appreciate having the comments of the Central Intelligence Agency on this resolution.

Sincerely yours,

  
Carl Marcy

Enclosure:

1. S.J. Res. 34

86<sup>TH</sup> CONGRESS  
1<sup>ST</sup> SESSION

# S. J. RES. 34

---

IN THE SENATE OF THE UNITED STATES

JANUARY 28, 1959

Mr. McCARTHY introduced the following joint resolution; which was read twice and referred to the Committee on Foreign Relations

---

## JOINT RESOLUTION

To establish a Joint Committee on Foreign Information and Intelligence.

1       *Resolved by the Senate and House of Representatives*  
2       *of the United States of America in Congress assembled,*  
3       That (a) there is hereby established a joint congressional  
4       committee to be known as the Joint Committee on Foreign  
5       Information and Intelligence (referred to in this joint res-  
6       olution as the "joint committee"), to be composed of seven  
7       Members of the Senate appointed by the President of the  
8       Senate, and seven Members of the House of Representatives  
9       appointed by the Speaker of the House of Representatives.  
10      In each instance not more than four Members shall be ap-  
11      pointed from the same political party.

I—O

1       (b) Vacancies in the membership of the joint com-  
2 mittee shall not affect the power of the remaining members  
3 to execute the functions of the joint committee, and shall be  
4 filled in the same maner as in the case of the original  
5 selection.

6       (c) The joint committee shall select a chairman and  
7 a vice chairman from among its members at the beginning of  
8 each Congress. The vice chairman shall act in the place  
9 and stead of the chairman in the absence of the chairman.  
10 The chairmanship shall alternate between the Senate and  
11 the House of Representatives with each Congress, and the  
12 chairman shall be selected by the members of the joint  
13 committee from the House entitled to the chairmanship.  
14 The vice chairman shall be selected in the same manner as  
15 the chairman, except that the vice chairman shall be selected  
16 by the members of the joint committee from the House not  
17 entitled to the chairmanship.

18       (d) The joint committee may appoint and fix the com-  
19 pensation of such experts, consultants, technicians, and cleri-  
20 cal and stenographic assistants as it deems necessary and  
21 advisable.

22       (e) The joint committee is authorized to utilize the  
23 services, information, facilities, and personnel of the executive  
24 departments and establishments of the United States.

25       (f) The joint committee is authorized to classify infor-

1 mation originating within the joint committee in accordance  
2 with standards used generally by the executive branch of the  
3 Federal Government for classifying restricted data or defense  
4 information.

5 (g) The joint committee shall keep a complete record  
6 of all committee actions, including a record of the votes on  
7 any question on which a record vote is demanded. All  
8 committee records, data, charts, and files shall be the prop-  
9 erty of the joint committee and shall be kept in the offices of  
10 the joint committee, or such other places as the joint com-  
11 mittee may direct, under such security safeguards as the joint  
12 committee shall determine to be in the interest of national  
13 security.

14 (h) The joint committee may make such rules respect-  
15 ing its organization and procedures as it deems advisable,  
16 but no measure or recommendation shall be reported from  
17 the joint committee unless a majority of the members thereof  
18 assent.

19 SEC. 2. (a) The joint committee shall make continuing  
20 studies of—

21 (1) the activities of each information and intelli-  
22 gence agency of the United States,

23 (2) the problems relating to the foreign informa-  
24 tion and intelligence programs, and

25 (3) the problems relating to the gathering of in-

1       formation and intelligence affecting the national  
2       security, and its coordination and utilization by the  
3       various departments, agencies, and instrumentalities of  
4       the United States.

5       (b) Each information and intelligence agency of the  
6       United States shall give to the joint committee such in-  
7       formation regarding its activities as the committee may  
8       require.

9       (c) As used in this joint resolution, the term "in-  
10      formation and intelligence agency of the United States"  
11      means the United States Information Agency, the Central  
12      Intelligence Agency, and any unit within any of the execu-  
13      tive departments or agencies of the United States conduct-  
14      ing foreign information or intelligence activities (including  
15      any unit within the Departments of State, Defense, Army,  
16      Navy, and Air Force, but not including the domestic opera-  
17      tion of the Federal Bureau of Investigation).

18      SEC. 3. All bills, resolutions, and other matters in the  
19      Senate and House of Representatives relating primarily to  
20      any information and intelligence agency of the United States  
21      or its activities shall be referred to the joint committee. The  
22      members of the joint committee who are Members of the  
23      Senate shall, from time to time, report to the Senate, and  
24      the members of the joint committee who are Members of the  
25      House of Representatives shall, from time to time, report to



5

1 the House, by bill or otherwise, their recommendations with  
2 respect to matters within the jurisdiction of their respective  
3 Houses which are—

4 (1) referred to the joint committee, or

5 (2) otherwise within the jurisdiction of the joint  
6 committee.

7 (b) In carrying out its duties under this joint resolu-  
8 tion, the joint committee, or any duly authorized subcom-  
9 mittee thereof, is authorized to hold such hearings, to sit  
10 and act at such times and places, to require, by subpoena  
11 or otherwise, the attendance of such witnesses and the pro-  
12 duction of such books, papers, and documents, to administer  
13 such oaths, to take such testimony, to procure such print-  
14 ing and binding, and to make such expenditures as it deems  
15 advisable. Subpenas may be issued over the signature of  
16 the chairman of the joint committee, or by any member  
17 designated by him, or by the joint committee, and may be  
18 served by any person designated by such chairman or  
19 member.

20 SEC. 4. The expenses of the joint committee shall be  
21 paid from the contingent fund of the House from funds appro-  
22 priated for the joint committee upon vouchers approved by  
23 the chairman. The cost of stenographic services in reporting  
24 such hearings as the joint committee may hold shall be paid  
25 in accordance with the established rules of the House. Mem-

6

1 bers of the joint committee, and its employees and consult-  
2 ants, while traveling on official business for the joint com-  
3 mittee, may receive either the per diem allowance authorized  
4 to be paid to Members of Congress or its employees, or their  
5 actual and necessary expenses if an itemized statement of  
6 such expenses is attached to the voucher.



**CENTRAL INTELLIGENCE AGENCY**  
2430 E STREET, N. W.  
WASHINGTON 25, D. C.

**TO: Mr. Thomas G. Roderick**  
**Deputy General Counsel**  
**United States Information Agency**

**FROM: John S. Warner**  
**Legislative Counsel, CIA**

Telephone

Pursuant to your request of this morning, I am enclosing a copy of our letter to the Committee on Foreign Relations dated 12 February 1959 regarding S. J. Res. 34.

**John S. Warner**

STAT



**CENTRAL INTELLIGENCE AGENCY**

**2430 E STREET, N. W.  
WASHINGTON 25, D. C.**

**TO: Mr. Frank Eckert  
Bureau of the Budget  
Executive Office Building**

**FROM: John S. Warner  
Legislative Counsel, CIA**

**Telephone**

**Pursuant to our telephone conversation  
of this afternoon, attached is a copy of  
our letter to Mr. Carl Marcy, Committee  
on Foreign Relations, regarding Senate  
Joint Resolution 34.**

**John S. Warner**

STAT

Approved For Release 2005/06/06 : CIA-RDP71B00364R000600060022-2

SENDER WILL CHECK CLASSIFICATION TOP AND BOTTOM					
UNCLASSIFIED		CONFIDENTIAL		SECRET	
CENTRAL INTELLIGENCE AGENCY OFFICIAL ROUTING SLIP					
TO	NAME AND ADDRESS	INITIALS	DATE		
1	General Cabell	<i>Concur</i>	<div style="border: 1px solid black; width: 50px; height: 50px; display: flex; align-items: center; justify-content: center;"> <div style="writing-mode: vertical-rl; transform: rotate(180deg);">FEB 9 1959</div> </div>		
2	Mr. Kirkpatrick	<i>Concur</i>			
3					
4	John Warner				
5					
6					
ACTION		DIRECT REPLY		PREPARE REPLY	
APPROVAL		DISPATCH		RECOMMENDATION	
COMMENT		FILE		RETURN	
CONCURRENCE		INFORMATION		SIGNATURE	
<b>Remarks:</b>  <p style="text-align: center;">DCI has read this and says it looks good to him if you both concur.</p>					
FOLD HERE TO RETURN TO SENDER					
<div style="border: 1px solid black; width: 100px; height: 40px;"></div>		ADDRESS AND PHONE NO.		DATE	
				9 Feb. 1959	

Approved For Release 2005/06/06 : CIA-RDP71B00364R000600060022-2

STAT

STAT

MEMORANDUM FOR: THE DIRECTOR

Attached is a proposed reply to Carl Marcy furnishing views on S. J. Res. 34, "To establish a Joint Committee on Foreign Information and Intelligence." The reply is substantially similar to your letter to Howard Smith, Chairman of the House Committee on Rules, dated 28 May 1958. We have been informed that the Department of State has a similar query and they propose generally to answer in the same vein as our reply. In view of the fact that Carl Marcy signed the letter to you, it is proposed that I sign the reply to Marcy.

JOHN S. WARNER  
Legislative Counsel

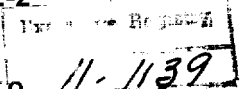
6 February 1959  
(DATE)

FORM NO. 101 REPLACES FORM 10-101  
1 AUG 54 WHICH MAY BE USED.

(47)

9 Feb 59

5 February 1959



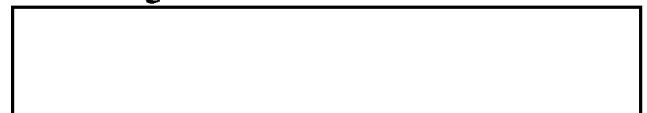
ADD fnc

MEMORANDUM FOR: Director of Central Intelligence

SUBJECT: Congressional Measures for a Joint Committee  
on Intelligence

1. This memorandum is for information only.
2. Since my last report to you, four more measures calling for a Joint Committee on Intelligence have been introduced in the Congress.
  - a. McCarthy, Eugene J. (D., Minn.): S. J. Res. 34.  
Joint Committee on Foreign Information and Intelligence - 28 January 1959. Senator McCarthy introduced similar bills in the 83rd, 84th and 85th Congresses.
  - b. Farbstein, Leonard (D., N. Y.): H. Con. Res. 72.  
Joint Committee on Intelligence Matters - 2 February 1959. This is the first time Congressman Farbstein has introduced a Joint Committee bill.
  - c. McDowell, Harris B., Jr. (D., Del.): H. Con. Res. 77.  
Joint Committee on Intelligence Matters - 4 February 1959. This is Congressman McDowell's first year in the Congress.
  - d. Saund, D. S. (D., Calif.): H. Con. Res. 78.  
Joint Committee on Intelligence Matters - 4 February 1959. This is the first Joint Committee bill Congressman Saund has introduced.
3. This brings to fifteen the number of Joint Committee measures introduced by fourteen different members of the Congress.

STAT



JOHN S. WARNER  
Legislative Counsel

**MEMORANDUM FOR: THE DIRECTOR**

**For information only.**

**Here are four more measures for a Joint Committee on Intelligence. Three are in the House and the fourth from Senator McCarthy is the first Senatorial measure.**

**JOHN S. WARNER**  
**Legislative Counsel**

**6 January 1959**  
**(DATE)**

FORM NO. **101** REPLACES FORM 10-101  
1 AUG 54 WHICH MAY BE USED.

(47)

STAT



UNCLASSIFIED		CONFIDENTIAL		SECRET	
<p align="center"><b>CENTRAL INTELLIGENCE AGENCY</b> <b>OFFICIAL ROUTING SLIP</b></p>					
TO	NAME AND ADDRESS			INITIALS	DATE
1	Legislative Counsel				
2					
3					
4					
5					
6					
ACTION		DIRECT REPLY		PREPARE REPLY	
APPROVAL		DISPATCH		RECOMMENDATION	
COMMENT		FILE		RETURN	
CONCURRENCE		INFORMATION		SIGNATURE	
<p><b>Remarks:</b></p> <p align="center">Returned for your files.</p>					
<p align="center"><b>FOLD HERE TO RETURN TO SENDER</b></p>					
FROM: NAME, ADDRESS AND PHONE NO.					DATE
<p align="center">EO/DCI</p>					8 Feb 59
UNCLASSIFIED		CONFIDENTIAL		SECRET	